

**§ 4910. Reservation of right to amend or repeal chapter**

This chapter shall be subject to alterations, amendment, or repeal.

(Jan. 30, 1913, ch. 21, § 10, 37 Stat. 655.)

**CHAPTER 82—MILITARY ORDER OF THE WORLD WARS**

Sec.	
5001.	Recognition as corporation and grant of Federal charter.
5002.	Powers of corporation.
5003.	Objects and purposes of corporation.
5004.	Service of process.
5005.	Membership.
5006.	Board of directors.
5007.	Officers.
5008.	Prohibition on discrimination.
5009.	Restrictions.
	(a) Distribution of income or assets to members.
	(b) Loans.
	(c) Issuance of stock; dividends.
	(d) Claim of approval or authorization.
5010.	Liability for acts of officers and agents.
5011.	Books and records.
5012.	Annual report.
5013.	Reservation of right to amend or repeal chapter.
5014.	Tax-exempt status.
5015.	Failure to comply with restrictions or provisions.
5016.	“State” defined.

**§ 5001. Recognition as corporation and grant of Federal charter**

The Military Order of the World Wars, a non-profit corporation organized under the laws of the District of Columbia, is recognized as such and is granted a Federal charter.

(Pub. L. 102-484, div. A, title XVIII, § 1801, Oct. 23, 1992, 106 Stat. 2581.)

**§ 5002. Powers of corporation**

The Military Order of the World Wars (in this chapter referred to as the “corporation”) shall have only those powers granted to it through its bylaws and articles of incorporation filed in the State in which it is incorporated and subject to the laws of such State.

(Pub. L. 102-484, div. A, title XVIII, § 1802, Oct. 23, 1992, 106 Stat. 2581.)

**§ 5003. Objects and purposes of corporation**

The objects and purposes of the corporation are those provided in its bylaws and articles of incorporation and shall include the following:

- (1) Promoting military service associations.
- (2) Promoting patriotic education and military, naval, and air science.
- (3) Defending the honor and integrity of the Federal Government and the Constitution.
- (4) Fostering fraternal relations among all branches of the Armed Forces.
- (5) Encouraging the adoption of a suitable policy of national security.
- (6) Encouraging the commemoration of military service and the establishment of war memorials.

(Pub. L. 102-484, div. A, title XVIII, § 1803, Oct. 23, 1992, 106 Stat. 2582.)

**§ 5004. Service of process**

With respect to service of process, the corporation shall comply with the laws of the State in which it is incorporated and those States in which it carries on its activities in furtherance of its corporate purposes.

(Pub. L. 102-484, div. A, title XVIII, § 1804, Oct. 23, 1992, 106 Stat. 2582.)

**§ 5005. Membership**

Except as provided in section 5008 of this title, eligibility for membership in the corporation and the rights and privileges of members of the corporation shall be as provided in the articles of incorporation and bylaws of the corporation.

(Pub. L. 102-484, div. A, title XVIII, § 1805, Oct. 23, 1992, 106 Stat. 2582.)

**§ 5006. Board of directors**

Except as provided in section 5008 of this title, the composition of the board of directors of the corporation and the responsibilities of such board shall be as provided in the articles of incorporation of the corporation and in conformity with the laws of the State in which it is incorporated.

(Pub. L. 102-484, div. A, title XVIII, § 1806, Oct. 23, 1992, 106 Stat. 2582.)

**§ 5007. Officers**

Except as provided in section 5008 of this title, the positions of officers of the corporation and the election of members to such positions shall be as provided in the articles of incorporation of the corporation and in conformity with the laws of the State in which it is incorporated.

(Pub. L. 102-484, div. A, title XVIII, § 1807, Oct. 23, 1992, 106 Stat. 2582.)

**§ 5008. Prohibition on discrimination**

In establishing the conditions of membership in the corporation and in determining the requirements for serving on the board of directors or as an officer of the corporation, the corporation may not discriminate on the basis of race, color, religion, sex, handicap, age, or national origin.

(Pub. L. 102-484, div. A, title XVIII, § 1808, Oct. 23, 1992, 106 Stat. 2582.)

**SECTION REFERRED TO IN OTHER SECTIONS**

This section is referred to in sections 5005, 5006, 5007 of this title.

**§ 5009. Restrictions****(a) Distribution of income or assets to members**

No part of the income or assets of the corporation may inure to the benefit of any member, officer, or director of the corporation or be distributed to any such individual during the life of this charter. Nothing in this subsection shall be construed to prevent the payment of reasonable compensation to the officers of the corporation or reimbursement for actual necessary expenses in amounts approved by the board of directors.

**(b) Loans**

The corporation may not make any loan to any officer, director, or employee of the corporation.

**(c) Issuance of stock; dividends**

The corporation shall have no power to issue any shares of stock or to declare or pay any dividends.

**(d) Claim of approval or authorization**

The corporation shall not claim congressional approval or the authorization of the Federal Government for any of its activities by virtue of this chapter.

(Pub. L. 102-484, div. A, title XVIII, §1809, Oct. 23, 1992, 106 Stat. 2582.)

**§ 5010. Liability for acts of officers and agents**

The corporation shall be liable for the acts of its officers and agents whenever such officers and agents have acted within the scope of their authority.

(Pub. L. 102-484, div. A, title XVIII, §1810, Oct. 23, 1992, 106 Stat. 2583.)

**§ 5011. Books and records**

The corporation shall keep correct and complete books and records of account and minutes of any proceeding of the corporation involving any of its members, the board of directors, or any committee having authority under the board of directors. The corporation shall keep, at its principal office, a record of the names and addresses of all members having the right to vote in any proceeding of the corporation. All books and records of such corporation may be inspected by any member having the right to vote in any corporation proceeding, or by any agent or attorney of such member, for any proper purpose at any reasonable time. Nothing in this section shall be construed to contravene any applicable State law.

(Pub. L. 102-484, div. A, title XVIII, §1811, Oct. 23, 1992, 106 Stat. 2583.)

**§ 5012. Annual report**

The corporation shall report annually to the Congress concerning the activities of the corporation during the preceding fiscal year. Such annual report shall be submitted at the same time as the report of the audit required by section 1102 of this title. The report shall not be printed as a public document.

(Pub. L. 102-484, div. A, title XVIII, §1813, Oct. 23, 1992, 106 Stat. 2583.)

**§ 5013. Reservation of right to amend or repeal chapter**

The right to alter, amend, or repeal this chapter is expressly reserved to the Congress.

(Pub. L. 102-484, div. A, title XVIII, §1814, Oct. 23, 1992, 106 Stat. 2583; amended Pub. L. 103-35, title II, §202(a)(13), May 31, 1993, 107 Stat. 101.)

## AMENDMENTS

1993—Pub. L. 103-35 made technical amendment to reference to this chapter to reflect correction of corresponding provision of original act.

## EFFECTIVE DATE OF 1993 AMENDMENT

Amendment by Pub. L. 103-35 applicable as if included in the enactment of Pub. L. 102-484, see section 202(b) of Pub. L. 103-35, set out as a note under section 155 of Title 10, Armed Forces.

**§ 5014. Tax-exempt status**

The corporation shall maintain its status as an organization exempt from taxation as provided in title 26. If the corporation fails to maintain such status, the charter granted by this chapter shall expire.

(Pub. L. 102-484, div. A, title XVIII, §1815, Oct. 23, 1992, 106 Stat. 2583.)

**§ 5015. Failure to comply with restrictions or provisions**

The charter granted by this chapter shall expire if the corporation fails to comply with—

- (1) any restriction or other provision of this chapter;
- (2) any provision of its bylaws or articles of incorporation; or
- (3) any provision of the laws of the District of Columbia that apply to corporations such as the corporation recognized under this chapter.

(Pub. L. 102-484, div. A, title XVIII, §1816, Oct. 23, 1992, 106 Stat. 2583.)

**§ 5016. “State” defined**

For purposes of this chapter, the term “State” includes the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, and the territories and possessions of the United States.

(Pub. L. 102-484, div. A, title XVIII, §1817, Oct. 23, 1992, 106 Stat. 2584.)

**CHAPTER 83—RETIRED ENLISTED ASSOCIATION, INCORPORATED**

Sec.	
5101.	Recognition as corporation and grant of Federal charter.
5102.	Powers of corporation.
5103.	Objects and purposes of corporation.
5104.	Service of process.
5105.	Membership.
5106.	Board of directors.
5107.	Officers.
5108.	Prohibition on discrimination.
5109.	Restrictions.
	(a) Distribution of income or assets to members.
	(b) Loans.
	(c) Issuance of stock; dividends.
	(d) Claim of approval or authorization.
5110.	Liability for acts of officers and agents.
5111.	Books and records.
5112.	Annual report.
5113.	Reservation of right to amend or repeal chapter.
5114.	Tax-exempt status.
5115.	Exclusive right to names, seals, emblems, and badges.
5116.	Failure to comply with restrictions or provisions.
5117.	“State” defined.

**§ 5101. Recognition as corporation and grant of Federal charter**

The Retired Enlisted Association, Incorporated, a nonprofit corporation organized